



07-15-03

7/14/2003

Express Mail No. EV 336512225 US

Date Trans. 07/14/2003

Approved for use through 10/31/2002, OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/469,200
	Filing Date	12/21/1999
	First Named Inventor	Paul Weigel, et al.
	Group Art Unit	1653
	Examiner Name	G. Bugalsky
Total Number of Pages in This Submission	Attorney Docket Number	35541.011

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	See remarks below:
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s)	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	1. Transmittal Form (1 page); 2. Fee Transmittal Form (1 page) with authorization to charge indicated fees of \$190.00 (which include \$100.00 filing of (DS) and any additional fee required and/or credit any overpayments to Deposit account Dunlap, Codding & Rogers, P.C.); 3. Information Disclosure Statement (8 pages); 4. Information Disclosure Statement by Applicant (5 pages); and 5. Copies of Cited References.	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	DUNLAP, CODDING & ROGERS, P.C., Customer Number 30589
Signature	Douglas J. Sorocco, P. O. Box 16370, Oklahoma City, Oklahoma 73113
Date	7.14.2003

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 180

Complete if Known

Application Number 09/469,200
Filing Date 12/21/1999
First Named Inventor Paul Weigel, et al
Examiner Name G. Bugalsky
Art Unit 1653
Attorney Docket No. 35541.011

FEE CALCULATION (continued)

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number 04-1700
Deposit Account Name Dunlap, Coddling & Rogers, P.C.
Customer No. 30589

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments
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☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 750	2001 375	Utility filing fee	
1002 330	2002 165	Design filing fee	
1003 520	2003 260	Plant filing fee	
1004 750	2004 375	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1) (\$) 0			

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from	Fee Paid
Independent	59** =	X	+\$0
Multiple Dependent	3 ** =	X	+\$0

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1202 18	2202 9	Claims in excess of 20	
1201 84	2201 42	Independent claims in excess of 3	
1203 280	2203 140	Multiple dependent claim, if not paid	
1204 84	2204 42	** Reissue independent claims over original patent	
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2) (\$) 0			

**or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

Large Entity / Small Entity

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 410	2252 205	Extension for reply within second month	
1253 930	2253 465	Extension for reply within third month	
1254 1,450	2254 725	Extension for reply within fourth month	
1255 1,970	2255 985	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,300	2453 650	Petition to revive - unintentional	
1501 1,300	2501 650	Utility issue fee (or reissue)	
1502 470	2502 235	Design issue fee	
1503 630	2503 315	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	180
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 750	2809 375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 750	2810 375	For each additional invention to be examined (37 CFR 1.129(b))	
1801 750	2801 375	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify) _____			
*Reduced by Basic Filing Fee Paid			
SUBTOTAL (3) (\$) 180			

SUBMITTED BY

Name (Print/Type) Douglas Sorocco

Registration No. (Attorney/Agent) 43,145

(Complete if applicable)

Telephone (405) 607-8600

Signature

Date 07/14/2003

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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 5

Complete If Known

Application Number 09/469,200
Filing Date 12/21/1999
First Named Inventor Paul Weigel, et al.
Group Art Unit 1653
Examiner Name G. Bugalsky
Attorney Docket Number 3554.011

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	U.S. Patent Document Number Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	1	RE37336	Weigel, et al.	08/21/2001	
	2	4224179	Schneider	09/23/1980	
	3	4230671	Papahadjopoulos, et al.	11/25/1980	
	4	4511478	Nowinski, et al.	04/16/1985	
	5	4517295	Brecke, et al.	05/14/1985	
	6	4615697	Robinson	10/07/1986	
	7	4708861	Papacou, et al.	11/24/1987	
	8	4780414	Nimrod, et al.	10/23/1988	
	9	4782046	Brown, et al.	11/01/1988	
	10	4784990	Nimrod, et al.	11/16/1988	
	11	4801539	Alakasa, et al.	01/31/1989	
	12	4822867	Erhan	04/18/1989	
	13	4963392	Robinson	01/08/1991	
	14	5015577	Weigel, et al.	05/14/1991	
	15	5023175	Hosoya, et al.	08/11/1991	
	16	5071751	Morita, et al.	10/12/1991	
	17	5171689	Kawaguchi, et al.	12/15/1992	
	18	5217743	Farah	06/06/1993	
	19	5337747	Neffel	09/16/1994	
	20	5472704	Santus, et al.	12/05/1995	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document Office ³	Number ⁴	Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁵
	A		0036776	EPO	Kield, et al.	05/11/1988		
	B		0144019	EPO	Brown, et al.	08/13/1990		
	C		0195303	EPO	Grandi, et al.	11/09/1989		
	D		0244757	EPO	Hosoya, et al.	11/09/1994		
	E		0286578	EPO	Myamori, et al.	07/07/1993		
	F		91/03559	WO	Weigel, et al.	03/21/1991		
	G		94/00463	WO	Prehm, et al.	01/06/1994		
	H		95/24497	WO	Lansing, et al.	09/14/1995		
	I		95/33067	WO	Schul, Sten	12/07/1995		
	J		97/20061	WO	Weng, et al.	08/05/1997		

Examiner Signature _____ Date Considered _____

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 18 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet 2 of 5

Complete if Known

Application Number	09/469,200
Filing Date	12/21/1999
First Named Inventor	Paul Weigel, et al
Group Art Unit	1653
Examiner Name	G. Bugalsky
Attorney Docket Number	35541.011

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U.S. PATENT DOCUMENTS

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FOREIGN PATENT DOCUMENTS

Examiner's Initials ¹	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Paragraphs or Relevant Figures Cited ²	T6
		Office ³	Number ⁴	Kind Code ⁵ (if known)				
K			8-35336 JP		Ihano, et al.	1996		
L			4-124854 JP			1992		
M			4-134854 JP			1992		
N			61-257169 JP			1996		
O			4-80202			03/13/1992		
P			63094988 JP			1988		
Q			62032893 JP			1987		
R			4-158786 JP			1992		
S			2249315 GB		Salzh, et al.	05/06/1992		

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Unique citation designation number. 2 See attached Kinds of U.S. Patent Documents. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet 3

of 5

Complete if Known

Application Number	09/489,200
Filing Date	12/21/1999
First Named Inventor	Paul Weigel, et al.
Group Art Unit	1653
Examiner Name	G. Bugaisky
Attorney Docket Number	35541.011

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OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials ¹	Cite No. ²	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	AA	"THE PRODUCTION OF CAPSULES, HYALURONIC ACID AND HYALURONIDASE BY GROUP A AND GROUP C STREPTOCOCCI", MacLennan, J. Gen. Microbiol., 14:134-142 (1956).	
	BB	"THE ISOLATION AND CHARACTERIZATION OF A HYALURONIDASE PRODUCED BY A CAPSULATED STRAIN OF GROUP C STREPTOCOCCUS", MacLennan, J. Gen. Microbiol., 14:143-152 (1956).	
	CC	"THE BIOSYNTHESIS OF HYALURONIC ACID BY GROUP A STREPTOCOCCUS", Markovitz et al., J. Biol. Chem., 234 (8):2343-2350 (1959).	
	DD	"THE BIOSYNTHESIS OF HYALURONIC ACID BY STREPTOCOCCUS", Stoolmiller, et al., Journal of Biological Chemistry, Vol. 244, No. 2, pp. 236-246 (1969).	
	EE	"BIOSYNTHESIS OF HYALURONIC ACID BY STREPTOCOCCUS", Sugahara et al., J. Biol. Chem., 254:8252-8261 (1979).	
	FF	"MODERN GENETICS," Ayala, et al., Benjamin/Cummings Publishing Co., Menlo Park CA, p. 45 (1980).	
	GG	"STRAINS OF ESCHERICHIA COLI CARRYING THE STRUCTURAL GENE FOR HISTIDYL-tRNA SYNTHETASE ON A HIGH COPY-NUMBER PLASMID," Eisenbeis, et al., Mol. Gen. Genet. 183:115-122 (1981).	
	HH	"SYNTHESIS OF HYALURONATE IN DIFFERENTIATED TERATOCARCINOMA CELLS," Prehm, et al., J. Biochem. Vol. 211, pp. 181-189 (1983).	
	II	"STREPTOCOCCAL HYALURONIC ACID: PROPOSED MECHANISMS OF DEGRADATION AND LOSS OF SYNTHESIS DURING STATIONARY PHASE", Van de Rijn, J. Bacteriol., 156(3):1059-1065 (1983).	
	JJ	"SOLUBILIZATION OF HYALURONIC ACID SYNTHETIC ACTIVITY FROM STREPTOCOCCI AND ITS ACTIVATION WITH PHOSPHOLIPIDS", Triscott et al., J. Biol. Chem., 261(13):6004-6009 (1986).	
	KK	"ISOLATION OF STREPTOCOCCAL HYALURONATE SYNTHASE", Prehm et al., Biochem. J., 235:887-889 (1986).	

Examiner
Signature

Date

Considered

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet 4

of 5

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Application Number	09/469,200
Filing Date	12/21/1999
First Named Inventor	Paul Weigel, et al.
Group Art Unit	1853
Examiner Name	G. Buqaikv
Attorney Docket Number	35541.011

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	LL	"ISOLATION, STRUCTURE AND EXPRESSION OF MAMMALIAN GENES FOR HISTIDYL-RNA SYNTHETASE," Tsui, et al., Nucleic Acids Research, Vol. 15, No. 8, pp. 3349-3367, (1987).	
	MM	"SHUTTLE VECTORS CONTAINING A MULTIPLE CLONING SITE AND A LACZA GENE FOR CONJUGAL TRANSFER OF DNA FROM ESCHERICHIA COLI TO GRAM-POSITIVE BACTERIA," Trieu-Cout, et al., Gene, Vol. 102, pp. 99-104, (1991).	
	NN	"ANALYSIS OF THE STREPTOCOCCAL HYALURONIC ACID SYNTHASE COMPLEX USING THE PHOTOAFFINITY PROBE 5-AZIDO-UDP-GLUCURONIC ACID," Van de Rijn, et al., J. Biol. Chem., Vol. 267, No. 34, pp. 24302-24306, (1992).	
	OO	"MOLECULAR CHARACTERIZATION OF A LOCUS REQUIRED FOR HYALURONIC ACID CAPSULE PRODUCTION IN GROUP A STREPTOCOCCI," Dougherty, et al., J. Exp. Med., Vol. 175, pp. 1291-1299, (1992).	
	PP	"HYALURONAN," Laurent, et al., FASEB Journal, Vol. 6, pp. 2397-2404, (1992).	
	QQ	"ISOLATION OF A STREPTOCOCCUS PYOGENES GENE LOCUS THAT DIRECTS HYALURONAN BIOSYNTHESIS IN ACAPSULAR MUTANTS AND IN HETEROLOGOUS BACTERIA," DeAngelis, et al., J. Biol. Chem., Vol. 268, No. 20, pp. 14566-14571, (1993).	
	RR	"HYALURONATE SYNTHASE: CLONING AND SEQUENCING OF THE GENE FROM STREPTOCOCCUS SP.," Lansing, et al., J. Biochem., Vol. 269, pp. 179-184, (1993).	
	SS	"MOLECULAR CHARACTERIZATION OF HASB FROM AN OPERON REQUIRED FOR HYALURONIC ACID SYNTHESIS IN GROUP A STREPTOCOCCI," Dougherty, et al., J. Biol. Chem., Vol. 268, No. 10, pp. 7118-7124, (1993).	
	TT	"MOLECULAR CLONING, IDENTIFICATION, AND SEQUENCE OF THE HYALURONAN SYNTHASE GENE FROM GROUP A STREPTOCOCCUS PYOGENES," DeAngelis, et al., J. Biol. Chem., Vol. 268, No. 26, pp. 19161-19164, (1993).	
	UU	"MOLECULAR CHARACTERIZATION OF HASA FROM AN OPERON REQUIRED FOR HYALURONIC ACID SYNTHESIS IN GROUP A STREPTOCOCCI," Dougherty, et al., J. Biol. Chem., Vol. 269, No. 1, pp. 169-175, (1994).	
	VV	"THE STREPTOCOCCUS PYOGENES HYALURONAN SYNTHASE: SEQUENCE COMPARISON AND CONSERVATION AMONG VARIOUS GROUP A STRAINS," DeAngelis, et al., Biochem. and Biophys. Res. Comm., Vol. 199, No. 1, pp. 1-10, (1994).	

Examiner
Signature

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Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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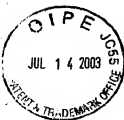
(use as many sheets as necessary)

Sheet 5

of 5

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Application Number	09/469,200
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First Named Inventor	Paul Welgel, et al.
Group Art Unit	1653
Examiner Name	G. Bugalsky
Attorney Docket Number	35541.011



OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials ¹	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	WW	"MOLECULAR FINGERPRINTING OF PASTEURILLA MULTOCIDA ASSOCIATED WITH PROGRESSIVE ATROPHIC RHINITIS IN SWINE HERDS". Gardner et al. Database Medline on Diaolog, US Nat'l. Library of Medicine (Bethesda, MD, USA) No. 95161494, Abstract, J. Vet. Diagn. Invest. Oct. 1994, Vol. 6, No. 4 pages	
	XX	"THE ELUCIDATION OF NOVEL CAPSULAR GENOTYPES OF HAEMOPHILUS INFLUENZAE TYPE B WITH THE POLYMERASE CHAIN REACTION. Leaves et al. J. Medical Microbiology, 1995, Vol. 43, pages 120-124, entire document.	
	YY	"HOMOLOGS OF THE XENOPUS DEVELOPMENTAL GENE DG42 ARE PRESENT IN ZEBRAFISH AND MOUSE AND ARE INVOLVED IN THE SYNTHESIS OF NOD-LIKE CHITIN OLIGOSACCHARIDES DURING EARLY EMBRYOGENESIS", Semino et al., Proc. Natl Acad. Sci. USA, 93:4548-4553 (1996).	
	ZZ	"ENZYMOLOGICAL CHARACTERIZATION OF THE PASTEURILLA MULTOCIDA HYALURONIC ACID SYNTHASE", DeAngelis, Biochemistry, 35 (30): 8768-8771 (1996).	
	aa	"CONSTRUCTION AND CHARACTERIZATION OF A POTENTIAL LIVE ORAL CARRIER-BASED VACCINE AGAINST VIBRIO CHLORAE". Favre et al. Infection and Immunity. September 1996. Vol. 64, No. 9 pages 3565-3570, entire document.	
	bb	"MOLECULAR CLONING, EXPRESSION, AND CHARACTERIZATION OF THE AUTHENTIC HYALURONAN SYNTHASE FROM GROUP C STREPTOCOCCUS EQUISIMILIS", Kumari and Welgel, J. Biol. Chem., 272(51): 32539-32546 (1997).	
	cc	"HYALURONAN SYNTHASES", Welgel et al., J. Biol. Chem., 272 (22): 13997-14000 (1997).	
	dd	"IDENTIFICATION AND MOLECULAR CLONING OF A UNIQUE HYALURONAN SYNTHASE FROM PASTEURILLA MULTOCIDA", DeAngelis et al., J. Biol. Chem., 273(14): 8454-8458 (1998).	
	ee	"THE CAPSULE BIOSYNTHETIC LOCUS OF PASTEURILLA MULTOCIDA A:1. Chung, et al. FEMS Microbiol. Lett. 15 September 1998, Vol. 166, No. 2, pages 289-296, entire document.	

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Signature

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¹ Unique citation designation number. ² Applicant is to place a check mark here if English language Translation is attached.



EXPRESS MAIL NO.: EV 336512225 US
DATE DEPOSITED: JULY 14, 2003

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Paul Weigel, Kshama Kumari
and Paul DeAngelis

Atty. Dkt. No. 35541.011

Serial No.: 09/469,200

Art Unit: 1653

Filed: December 21, 1999

Examiner: G. T. [unclear]

For: HYALURONAN SYNTHASE GENE
AND USES THEREOF

Confirmation No. 4696

Commissioner for Patents
P.O. Box 1450
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INFORMATION DISCLOSURE STATEMENT

**List of Sections Forming Part of This
Information Disclosure Statement**

The following sections are being submitted for this Information Disclosure Statement:

1. ☒ Preliminary Statements
2. ☒ Forms PTO/SB/08A and 08B (formerly Form PTO-1449)
3. ☒ Statement as to Information Not Found in Patents or Publications
4. ☐ Identification of Prior Application in Which Listed Information Was Already Cited and for Which No Copies Are Submitted or Need Be Submitted
5. ☐ Cumulative Patents or Publications



6. ☒ Copies of Listed Information Items Accompanying this Statement
7. ☐ Concise Explanation of Non-English Language Listed Information Items
- 7A. ☐ EPO Search Report
- 7B. ☐ English Language Version
8. ☐ Translation(s) of Non-English Language Documents
9. ☐ Concise Explanation of English Language Listed Information Items (Optional)
10. ☒ Identification of Person(s) Making this Information Disclosure Statement

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Section 1. Preliminary Statements

Applicants submit herewith patents, publications or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. § 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

Section 2. Forms PTO/SB/08A and 08B (formerly Form PTO-1449)

- ☒ A completed Form PTO/SB/08A and/or Form PTO/SB/08B is attached hereto.

Section 3. Statement as to Information Not Found in Patents or Publications (Information Not Listed in Form PTO-1449)

The present invention relates to a nucleic acid segment having a coding region segment encoding enzymatically active *Streptococcus equisimilis* hyaluronate synthase (seHAS), and to the use of this nucleic acid segment in the preparation of recombinant cells which produce hyaluronate synthase and its hyaluronic acid product. Hyaluronate is also known as hyaluronic acid or hyaluronan.

Section 4. Identification of Prior Application in Which Listed Information Was Already Cited and for Which No Copies Are Submitted or Need Be Submitted

This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application Serial No. _____, filed on _____ (date).

(complete the following, if applicable)

- ☐ This application also relies, under 35 U.S.C. 120, on the earlier filing date of prior application Serial No. _____, filed on _____ (date).

The following references were submitted to, and/or cited by, the Office in the prior application(s) and therefore, are not required to be provided in this application:

Section 5. Cumulative Patents or Publications

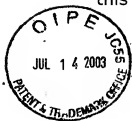
STATEMENT

_____ is cumulative of the following patents or publications listed on Form PTO-1449:

In accordance with 37 C.F.R. § 1.98(c), a copy of only ____ is being submitted with this Information Disclosure Statement.

Section 6. Copies of Listed Information Items Accompanying this Statement

Legible copies of all items listed in Form PTO-1449 (Modified) accompanying
this information disclosure statement.



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- ☐ Exception(s) to above:
- ☐ Items in prior application from which an earlier filing date is claimed for this application, as identified in Section 4.
- ☐ Cumulative patents or publications identified in Section 5.

Section 7. Concise Explanation of Non-English Language Listed Information Items

Section 7A. Concise Explanation of Non-English Language Listed Information Items - EPO Search Report

The relevance with respect to the following citations listed on Form PTO-1449:

is submitted on the basis of accompanying:

(check the appropriate item)

- ☐ EPO search report that is in the English language,
- ☐ EPO search report that is not in the English language and that is accompanied also by an English language version of the EPO search report,

that issued on the corresponding European patent application.

Section 7B. Concise Explanation of Non-English Language Listed Information Items - English Language Version of EPO Search Report

Section 8. Translation(s) of Non-English Language Documents



☐

Submitted herewith is an English translation of the following foreign language patents, publications or information or of those portions of those patents, publications or information considered to be material:

(complete the following, if applicable)

☐

No English language translations of the foreign language parents, publications or information or parts thereof are readily available, except for those listed above.

☐

The following foreign language documents submitted are believed to be the equivalent or substantial equivalent of the English language documents identified below, which are also submitted herewith.

Section 9. Concise Explanation of English Language Listed Information Items (OPTIONAL)

Section 10. Identification of Person(s) Making this INFORMATION DISCLOSURE STATEMENT

The person making this statement is the agent/attorney who signs below on the basis of the information:

☐

supplied by the inventor(s)

☐

supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c)).

☒

in the agent/attorney's file



Respectfully submitted,

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